

**REGULAR MEETING of the Town Council held Wednesday, December 12, 2012 at 7:00 P.M. in the Council Chamber, Town Building, 105 Harrisville Main St., Harrisville for and within the Town of Burrillville.**

**PRESENT: Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson**

**MEMBERS ABSENT: None**

**Council President Nancy F. Binns welcomed new members, Councilors John F. Pacheco III and Kimberly Brissette Brown.**

**1. Council President Nancy F. Binns led those present in pledging allegiance to the flag.**

**2. VOTED to accept the minutes of the regular meetings held November 14 and 28, 2012, the special meeting held November 26, 2012 and the reorganizational meeting held November 28, 2012 and dispense with the reading of said minutes.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

### **3. Public Comment**

**Donald Howe of Jackson Schoolhouse Road addressed questions to Councilor Edward J. Blanchard related to Pascoag Fire Department's action surrounding a fire truck being improperly taken from the station.**

### **4. General Good and Welfare of the Town of Burrillville**

**Councilor Edward J. Blanchard thanked Pascoag Hose One, the Pascoag Utility District, and Bob Gautreau for holiday music and lighting in the downtown Pascoag area. Councilor Edward J. Blanchard also recognized the Harrisville Fire District for holiday illumination of Harrisville.**

**Council President Nancy F. Binns acknowledged the Burrillville Emergency Management Agency's efforts related to the December 11, 2012 immunization clinic and commented on the success of the event.**

### **5. Petitions: None**

### **6. Special Business:**

**12-270 Consider and act on a request from Councilor John F.**

**Pacheco III to recognize the Burrillville High School Broncos Girls Field Hockey Team on winning the 2012/2013 Division II Championship.**

**VOTED to table.**

**Motion by Councilor Edward J. Blanchard. Seconded by Councilor John F. Pacheco III. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**Note: The team had requested the matter be continued to a future meeting due to prior commitments by several players.**

**12-271 VOTED to open a request from Councilor Edward J. Blanchard to recognize Volunteer Fire Fighter Jason LeMaire.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**Discussion: Volunteer fire fighter Jason LeMaire, Pascoag Fire Communications Officer, was introduced. Mr. LeMaire was recognized for coordinating the organization and programming of fire**

**department radios and presented with a Council citation.**

**12-272 VOTED to grant an annual hawkers and peddlers license to David Souza d/b/a Kona Ice to apply throughout the Town of Burrillville, if all stipulations are in order.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**7. Public Hearing: None**

**8. Unfinished Business:**

**12-273 Motion to adopt the Burrillville Town Council Rules of Order, sixth revision dated April 25, 2012, pursuant to the Town Charter of the Town of Burrillville, Sec. 3.15, Procedures and Conduct of Meetings; continued from the reorganizational meeting.**

**VOTED to open.**

**Motion by Councilor Stephen N. Rawson. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors**

**Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**Discussion:** There was discussion of procedure. Councilor David J. Place indicated that he would prepare a list of proposals for his fellow Councilors to review prior to considering and acting on amendments to the rules.

**VOTED to table.**

**Motion by Councilor Stephen N. Rawson. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

## **9. New Business:**

**12-274 VOTED to open a recommendation that the Town Council authorizes the attached listing of increases/decreases in budget appropriations which total \$150,700 for the respective municipal departments.**

**Motion by Councilor Stephen N. Rawson. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors**

**Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**Discussion: Council President Nancy F. Binns noted that the total amount of increases/decreases had been revised to \$122,250. On a request from Councilor Stephen N. Rawson, Town Manager Michael C. Wood explained the procedure for year-end transfers.**

**VOTED that the Town Council authorizes the attached listing of increases/decreases in budget appropriations which total \$122,250 for the respective municipal departments.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**12-275 VOTED to open the correspondence from Glen Biddiscombe, President, RI Council 94, Local 186, regarding a request for early closing on December 24, 2012.**

**Motion by Councilor David J. Place. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F.**

**Pacheco III, David J. Place and Stephen N. Rawson.**

**Discussion: The proposal, as outlined in Mr. Biddiscombe's memo, was reviewed.**

**VOTED that the request from Council 94 members be granted.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**12-276 Notification to abutters of site investigation at 55 Pascoag Main Street, Pascoag.**

**Discussion: The details of the notice were reviewed.**

**VOTED to receive and file.**

**Motion by Councilor Edward J. Blanchard. Seconded by Councilor John F. Pacheco III. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**12-277 Correspondence from Council President Nancy F. Binns regarding appointments to the Board of Canvassers.**

**Council President Nancy F. Binns' nominations were: that Anita Hurley-Diez's status be advanced from alternate to full member of the Board of Canvassers, to complete an unexpired six-year term; term to expire March 5, 2018; and that Cecile Cormier be appointed as a Democrat alternate member of the Board of Canvassers to complete an unexpired six-year term; term to expire March 6, 2017; and that Leslie Bowen be appointed as a Republican alternate member of the Board of Canvassers; term to expire March 2, 2015.**

**VOTED to ratify.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**12-278 Correspondence from Council President Nancy F. Binns regarding appointments to the Redevelopment Agency.**

**Council President Nancy F. Binns' appointments were: that Royal Laurent's status be advanced from alternate to regular member of the Redevelopment Agency, to complete an unexpired five year term;**



**term to expire March 31, 2014; and that Jeffrey J. Barr be reappointed to the Redevelopment Agency for a five-year term to expire March 31, 2018.**

**VOTED to ratify.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**12-279 Correspondence from Council President Nancy F. Binns regarding appointments to the Board of Administration.**

**Council President Nancy F. Binns recommended that in accordance with a Trustee Deed recorded by the late Austin T. Levy and recorded in Deed Book 43, Page 372 to 382 inclusive, of the Records of Deeds in the Town of Burrillville, Councilor Stephen N. Rawson be appointed as a Town Council member serving on the Board of Administration for a term to expire November 30, 2014; and Kimberly Brissette Brown be appointed as a the Town Council member serving on the Board of Administration, for a term to expire November 30, 2015.**

**MOTION to ratify.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. No vote was taken.**

**VOTED to open.**

**Motion by Councilor David J. Place. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**VOTED to appoint Mr. Rawson and Ms. Brown, as recommended by the Town Council President.**

**Motion by Councilor David J. Place. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**12-280 Correspondence from Councilor John F. Pacheco III regarding his resignation from the Burrillville Budget Board.**

**VOTED to refer to the Screening Subcommittee and send a letter of thanks for his service.**

**Motion by Councilor David J. Place. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**12-281 VOTED to refer to the Screening Subcommittee the application from Donison L. Allen for appointment to the Budget Board.**

**Motion by Councilor David J. Place. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**12-282 VOTED to refer to the Screening Subcommittee the application from Margaret “Peggy” Dudley for appointment to the Housing Authority and the Library Board of Trustees.**

**Motion by Councilor Edward J. Blanchard. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**12-283 Correspondence from Arthur R. Hurley, Chair, Burrillville**

**Budget Board, regarding his request that alternate member Michael Molloy be made a regular member of the Budget Board to complete an unexpired term.**

**VOTED that alternate member Michael Molloy be made a regular member of the Budget Board to complete an unexpired term.**

**Motion by Councilor David J. Place. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**12-284 VOTED that William Guertin, RI Arborist license. #237 be appointed as Tree Warden for the Town of Burrillville for 2013.**

**Motion by Councilor David J. Place. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**12-285 VOTED to open the correspondence from Council President Nancy F. Binns regarding winter 2013 meetings and workshops.**

**Motion by Councilor Stephen N. Rawson. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the**

**motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**Discussion: Council President Nancy F. Binns reviewed the tentative schedule of meetings, as follows:**

**01/09/13 7:00 P.M. Executive Session Legal Matters:**

**This is a meeting with the lawyers representing the Town for an update of pending legal issues. To be held immediately preceding the regular Council meeting.**

**01/10/13 7:00 P.M. Transition Meeting Department Heads: Meet with department heads to review and discuss on-going departmental matters.**

**01/28/13 7:00 P.M. School Committee State law requires an annual joint meeting of the School Committee and the Town Council for budget discussions prior to establishing the budget.**

**02/04/13 7:00 P.M. Goals & Objectives Biennially, the Town Council meets in workshop session for the purpose of reviewing and developing goals & objectives. Ultimately, the Town Council adopts and publishes their Goals & Objectives & Public Policy and Legislative Agenda.**

**02/11/13 7:00 P.M. Meet with legislators The Town Council generally meets annually with the legislative delegation that represents the Town. At this meeting, the Council discusses with our Representatives and Senator the legislative goals for the coming**

**session.**

**03/26/13 7:00 P.M. Redevelopment Agency The Town Council meets occasionally with the Redevelopment Agency. The purpose is to maintain communication between the boards.**

**VOTED to approve, as presented.**

**Motion by Councilor David J. Place. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**10. Town Clerk/Communication:**

**12-286 VOTED to receive the correspondence from Michael C. Wood, Town Manager, regarding the appointment of John P. Mainville to serve as acting manager in his absence as needed through December 31, 2014.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**12-287 VOTED to receive and file the thank-you letter from Pam**

**Moulico of Between the Cracks.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**11. Additional New Business:**

**12-288 VOTED to grant the request for Executive Session from Timothy F. Kane, Town Solicitor, pursuant to Rhode Island Open Meeting Law [§42-46-5(a)(2)] for discussion and action relative to pending litigation: Town of Burrillville v TA Consulting LLC, et al**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**There was a recess before executive session.**

**The Town Council returned to open session at 7:45 P.M.**

**VOTED to seal the minutes of executive session, noting that one vote**

**had been taken.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**12. VOTED to adjourn at 7:45 P.M.**

**Motion by Councilor David J. Place. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**The meeting was recorded.**

**Louise R. Phaneuf, Town Clerk**